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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/529,864	10/18/2005	Teresa Maria Rosado	0249-0132PUS1	1534
2292 7590 11/10/2009 BIRCH STEWART KOLASCH & BIRCH PO BOX 747 FALLS CHURCH, VA 22040-0747				
EXAMINER TORRES, MARCOS L				
ART UNIT 2617		PAPER NUMBER		
NOTIFICATION DATE 11/10/2009		DELIVERY MODE ELECTRONIC		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

mailroom@bskb.com

## DETAILED ACTION

### *Response to Arguments*

1. Applicant's arguments filed 10-15-09 have been fully considered but they are not persuasive.
2. Regarding claims 27 and 34, the term "frequency independent transmission" was an unclear term that was not showed on the specification [note that the explanation by the applicant required the combination of multiple sections and drawings in order to reach to the interpretation of the term], the term is broad term that may be interpreted that the transmission was independent from frequency, thereby no requiring the use of frequencies at all. Therefore, there was an enablement from that interpretation. According to applicant's response **the transmission is not dependent to a specific or particular frequency**, or a **particular frequency independent transmission**. Since the applicant clarified the meaning of the term the enablement rejection is withdrawn. In the response given by the applicant the applicant asserted that the use of transmitter as GSM, UMTS, TDMA, CDMA, AMPS, NAMPS, ETACS; it is noted that this list shows several protocols and multiplexing techniques and protocols are not equivalent of frequencies. The response by the applicant showed that the technique may be used with several communication protocols or multiplexing techniques. However, as pointed by the applicant in page 12, all transmissions by all mobile devices are not tied to a particular frequency. Since this is an inherent limitation, the 112 first paragraph rejection is also withdrawn.

3. As to claim 38, the examiner appreciates the indication by the applicant. However, although the original claims are part of the specification, claim 16 was cancelled. The applicant may add the subject matter of claim 16 to the specification for proper support.
4. For claim 41, although applicant showed support integrating the mobile phone, in the arguments showed by the applicant failed to show support for "immediately" doing the task. Please note, that answering a call does not require being immediately.
5. Regarding the 112 2<sup>nd</sup> paragraph rejection of claims 27 and 34 are withdrawn for the same reasons as shown above in paragraph 2.
6. Regarding the 112 2<sup>nd</sup> paragraph rejection of claims 29 and 40 are withdrawn in view of the amendment.
7. As to arguments directed to claims 26,29-33,35,39,40 and 47, that in the Ghoi reference none of the mobile station 35 are disclosed to be the destination call; it is noted that the claim does not require to be the destination of a call, only requires integrating "as extensions" and Ghoi in col. 10, lines 3-8 "additional mobile station 35 could call in as an extension subscriber..." and the connection with the additional wireless devices in the range of the wireless trunk connection system is wireless. Therefore, the reference reads on the claims limitations.
8. In response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e., details about the detection) are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are

not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

9. As to applicant arguments that the reasons for modification have not been properly established, please see prior office action page 7.

10. For claims 41-45, applicant asserts that Makkonen mobile phones are not mobile PABX extensions, please see col. 4, lines 64-65 were clearly states "Mobile phone subscribers of a predetermined PABX-group can communicate as PABX-extensions". Therefore, the sections cited in the prior office action teaches sending a connection indication signal, identifying and integrating the mobile phone as an extension in the PABX.

11. As to applicant arguments that the reasons for modification have not been properly established, please see prior office action page 13.

12. The rest of the arguments they fall for the same reasons as shown above in paragraphs 2-11.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MARCOS L. TORRES whose telephone number is (571)272-7926. The examiner can normally be reached on 9:30 am - 6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, George Eng can be reached on 571-252-7495. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Marcos L Torres/  
Examiner, Art Unit 2617